

PROD 12B  
(7/93)

Report Date: December 29, 2010

**United States District Court**

**for the**

**Eastern District of Washington**

**Request for Modifying the Conditions or Term of Supervision  
with Consent of the Offender**  
*(Probation Form 49, Waiver of Hearing is Attached)*

U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JAN 05 2011

JAMES R. LARSEN, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

Name of Offender: Adrien Beavers

Case Number: 2:10CR00150-001 *-FVS*

Name of Sentencing Judicial Officer: The Honorable Charles C. Lovell, Senior U.S. District Judge

Name of Supervising Judicial Officer: The Honorable Fred Van Sickle, Senior U.S. District Judge

Date of Original Sentence: 4/12/2007

Type of Supervision: Supervised Release

Original Offense: Conspiracy to Possess With Intent  
to Distribute Cocaine, 21:841(b)(1)(A)

Date Supervision To Commence: 12/26/2010

Original Sentence: Prison - 72 Months; TSR - 60  
Months

Date Supervision Expires: 12/25/2015

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**PETITIONING THE COURT**

To modify the conditions of supervision as follows:

- 14 You shall abstain from the use of illegal controlled substances and alcohol, and shall submit to urinalysis and Breathalyzer testing, as directed by the supervising officer, but no more than six tests per month, in order to confirm continued abstinence from these substances.

**CAUSE**

The purpose of this petition is to apprise the Court of the status of the aforementioned case, in light of the Ninth Circuit Court of Appeals' finding in United States v. Stevens (9<sup>th</sup> Cir. 2005), and to request that the conditions of supervision be modified to authorize a maximum of six random drug tests per month.

Adrien Beavers was asked whether he would waive his right to a hearing and agree to the modifications as previously described. As indicated by the enclosed Waiver of Hearing to Modify Conditions of Supervised Release form, Mr. Beavers has agreed to the proposed modifications.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 12/29/2010

s/Sam Najera for:

Tommy Rosser  
U.S. Probation Officer

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Prob 12B

**Re: Beavers, Adrien**

**December 29, 2010**

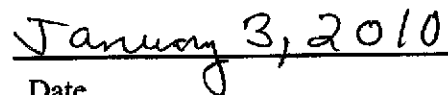
**Page 2**

**THE COURT ORDERS**

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer



Date